

## **ORDINANCE NO. 2180**

### **AN ORDINANCE OF THE CITY OF FREMONT AMENDING TITLE VII (BUILDING REGULATIONS) OF THE FREMONT MUNICIPAL CODE BY THE ADDITION OF A NEW CHAPTER 7 REQUIRING PLACARDS TO WARN OF UNSAFE BUILDING OCCUPANCIES FOLLOWING DISASTERS**

The City Council of the City of Fremont does ordain as follows:

**Section 1:**

Title VII (Building Regulations) of the Fremont Municipal Code is hereby amended by the addition of Chapter 7 to read as follows:

#### **Chapter 7 POST-DISASTER PLACARDS**

**Sec. 7-7100. Title.**

This chapter shall be known as the "Post-Disaster Placards Ordinance".

**Sec. 7-7105. Intent.**

This chapter establishes standard placards to be used to indicate the condition of a structure for continued occupancy after an *event* as defined herein. This chapter authorizes the building official and his or her authorized representatives to post the appropriate placard at each entry point to a building or structure upon completion of a safety assessment.

**Sec. 7-7110. Application of Provisions.**

The provisions of this chapter are applicable, following each event as defined in Section 7-8115(a) of the code, to all buildings and structures of all occupancies regulated by the City of Fremont.

**Sec. 7-7115. Definitions.**

- (a) Event shall have the meaning defined in Section 7-8115(a) of this code.
- (b) Safety assessment is a visual, nondestructive examination of a building or structure for the purpose of determining the condition for continued occupancy following a natural or human created disaster.

**Sec. 7-7120. Placards.**

- (a) The following are general descriptions of the official City of Fremont placards established by this chapter to be used to designate the conditions for continued occupancy of buildings or structures. The actual placards shall be in a form approved by the City Manager and substantially similar to those incorporated in this chapter as Exhibits A, B and C.
- A. **INSPECTED - LAWFUL OCCUPANCY PERMITTED** placard is to be posted on any building or structure wherein no apparent structural hazard has been found. This placard does not mean that there is no damage to the building.
- B. **RESTRICTED USE** placard is to be posted on each building or structure that is damaged to the extent that restrictions on continued occupancy are required. The individual or individuals authorized to post this placard will note in general terms the type of damage encountered and will note the restrictions on continued occupancy.
- C. **UNSAFE - DO NOT ENTER OR OCCUPY** placard is to be posted on each building or structure that is damaged to the extent that continued occupancy poses a threat to life safety. Buildings or structures posted with this placard shall not be entered under any circumstance except as authorized in writing by the department that posted the building. Safety assessment individuals or teams may be authorized to enter these buildings at any time. This placard is not to be used or considered as a demolition order. The individual or individuals authorized to post this placard will note in general terms the type of damage encountered.
- (b) The ordinance number, the name of the department, its address, and phone number shall be permanently affixed to each placard.
- (c) Once it has been attached to a building or structure, a placard is not to be removed, altered or covered except by an authorized representative of the department or upon written notification from the department.
- (d) Other placards: From time to time the above placards will need to be modified or new ones developed. The City Manager may authorize the modification or development of new placards consistent with the extent of this chapter.

**Section 2:**

This ordinance shall be published once in *The Argus*, a newspaper of general circulation printed and published in Alameda County and circulated in the City of

Fremont, within 15 days from and after its adoption and shall take effect and be enforced  
30 days after adoption.

The foregoing ordinance was duly introduced before the City Council of the  
City of Fremont, County of Alameda, at the meeting of the City Council of such City, held  
on the 4th day of June 1996, and finally adopted at a regular meeting of said Council  
held on the 18th day of June 1996, by the following vote, to wit:

**AYES:** Mayor Morrison, Councilmembers Dutra, Wasserman, Zager, and  
Zlatnik

**NOES:** None

**ABSTAIN:** None

**ABSENT:** None

**GUS MORRISON**  
Mayor

**ATTEST:**

**BARBARA HOWARD**  
City Clerk

**APPROVED AS TO FORM:**

**JAMES E. GONZALES**  
Sr. Deputy City Attorney